

**LOCAL LAWS  
OF  
THE CITY OF NEW YORK  
FOR THE YEAR 2016**

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**No. 116**

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Introduced by Council Members Crowley, Mealy, Cumbo, Rosenthal, Cornegy, Chin, Gentile, King, Koslowitz, Rose, Wills, Richards, Palma, Dickens, Miller, Reynoso, Van Bramer, Cohen, Garodnick, Levin and Kallos.

**A LOCAL LAW**

**To amend the administrative code of the city of New York, in relation to requiring agency minority and women-owned business enterprise utilization plans to be published online**

*Be it enacted by the Council as follows:*

Section 1. Paragraph 1 of subdivision g of section 6-129 of the administrative code of the city of New York, as amended by local law number 1 for the year 2013, is amended to read as follows:

(1) Beginning May 15, 2006, and on [April 1] *July 31* of each year thereafter, each agency which, during the fiscal year which ended on June 30 of the preceding *fiscal* year, has made procurements in excess of five million dollars, without counting procurements that are exempt pursuant to paragraph two of subdivision q of this section, shall submit an agency utilization plan for the fiscal year commencing in July of the year when such plan is to be submitted to the commissioner. Upon approval by the commissioner, such plan shall be submitted to the speaker of the council, *and shall be published on the City's website*. Each such plan shall, at a minimum, include the following:

(a) the agency's participation goals for MBEs, WBEs and EBEs for the year, provided however, that when setting its goals, each agency shall consider the citywide goals, the size and

nature of its own procurement portfolio (excluding contracts described in paragraph two of subdivision q of this section), and the availability of MBEs, WBEs and EBEs with the capacity to perform the specific types and scale of work for which the agency anticipates it will solicit procurements during the year;

(b) An explanation for any agency goal that is different than the participation goal for the relevant group and industry classification as determined pursuant to subdivision d of this section;

(c) A list of the names and titles of agency personnel responsible for implementation of the agency utilization plan;

(d) Methods and relevant activities proposed for achieving the agency's participation goals; and

(e) Any other information which the agency or the commissioner deems relevant or necessary.

§ 2. This local law takes effect immediately.

THE CITY OF NEW YORK, OFFICE OF THE CITY CLERK, s.s.:

I hereby certify that the foregoing is a true copy of a local law of The City of New York, passed by the Council on September 14, 2016 and approved by the Mayor on September 28, 2016.

MICHAEL M. McSWEENEY, City Clerk, Clerk of the Council.

CERTIFICATION OF CORPORATION COUNSEL

I hereby certify that the form of the enclosed local law (Local Law No. 116 of 2016, Council Int. No. 1005-A of 2015) to be filed with the Secretary of State contains the correct text of the local law passed by the New York City Council and approved by the Mayor.

STEPHEN LOUIS, Acting Corporation Counsel